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In re Application of
James M. Tour, et al.
Application No. 09/912,923
Filed: July 25, 2001
Attorney Docket No. 1789-05303

OFFICE OF PETITIONS

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed June 7, 2006, to revive the above-identified application.

The application became abandoned for failure to timely reply to a final Office action mailed November 17, 2004. A Notice of Abandonment was mailed on May 18, 2006. In response, on June 7, 2006, the present petition was filed.

37 CFR 1.137(b)(3) requires a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional. Although the statement contained in the petition varies from the language required by 37 CFR 1.137(b)(3), the statement will be construed as the statement required by 37 CFR 1.137(b)(3). Petitioner must notify the Office if this is **not** a correct interpretation of the statement contained in the instant petition.

The petition is **GRANTED**.

The application is revived for consideration of a submission under 37 CFR 1.114 (request for continued examination).

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3204.

The application file is being forwarded to Technology Center AU 1631 for further processing of the request for continued examination under 37 CFR 1.114 filed June 7, 2006.

Sherry D. Brinkley
Petitions Examiner
Office of Petitions